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FILE #: 03729/0201718-USO

DATE: 4/7/05

NUMBER TRANSMITTING TO: 203-746-9195

RECIPIENT: OIPE

COMPANY: United States Patent and Trademark Office

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4/7/05
Date
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Customer No.: 07278

Docket No.: 03725/0201718-US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Takusaburo Ebina et. al

Serial No.: 10/505,463

Filed: August 20, 2004

For: FRACTION ADSORBED BY AN ANION EXCHANGE RESIN FROM EXTRACTS OF TRICHOLOMA MATSUTAKE, IMMUNE ENHANCING AGENT, AND AGENT FOR PROMOTING RECOVERY FROM STRESS

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

- ☒ incorrectly entered and/or
☐ omitted.

{W:\03725\0201718us0\00402314.DOC 001101 0101 0101 0101 0101 0101 0101 0101 0101 0101 }

Error in

Correct data

- ☐ Applicant's name
- ☐ Applicant's address
- ☒ Title

FRACTION ADSORBED BY AN ANION EXCHANGE RESIN FROM EXTRACTS OF TRICHOLOMA MATSUTAKE, IMMUNE ENHANCING AGENT, AND AGENT FOR PROMOTING RECOVERY FROM STRESS

- ☐ Filing Date
☐ Application Number
☐ Foreign/PCT Application Re:
☐ Other

Remarks:

Enclosed please find a copy of the Executed Declaration.

The Commissioner is respectfully requested to issue a new and correct Filing Receipt.

Respectfully submitted,

Dated: April 6, 2005



Flynn Barrison
Reg. No. 53,970
Agent for Applicant(s)

DARBY & DARBY P.C.
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New York, New York 10150-5257
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07278

PATENT TRADEMARK OFFICE

Docket No: 3725/0L476

**DECLARATION
AND POWER OF ATTORNEY
Original Application**

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed below, or a joint inventor if plural inventors are named below, of the invention entitled:

**FRACTION ADSORBED BY AN ANION EXCHANGE RESIN FROM EXTRACTS
OF TRICHOLOMA MATSUTAKE, IMMUNE ENHANCING AGENT, AND AGENT
FOR PROMOTING RECOVERY FROM STRESS**

which is described and claimed in the specification of PCT Application No. PCT/JP03/01979, filed February 24, 2003, which designates the United States, that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 CFR '1.56. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I hereby claim the priority benefits under 35 U.S.C. '119, 120, and 365 of any application(s) for patent or inventor's certificate listed below. All foreign applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed are also identified below.

PRIOR APPLICATION(S), IF ANY, OF WHICH PRIORITY IS CLAIMED

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
PCT	PCT/JP03/01979	2/24/2003
Japan	2002/047021	2/22/2002
Japan	2002/106632	4/9/2002

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agents(s) to prosecute this application and transact all business in the Patent and Trademark office connected therewith: Gordon D. Coplein #19,165, Michael J. Sweedler #19,937, S. Peter Ludwig #25,351, Paul Fields #20,298, Marc S. Gross #19,614, Joseph B. Lerch #26,936, Melvin C. Garner #26,272, Ethan Horwitz #27,646, Adda C. Gogoris #29,714, Bert J. Lewen #19,407, Henry Sternberg #22,408, Peter C. Schechter #31,662, Robert Schaffer #31,194, Robert C. Sullivan, Jr. #30,499, Ira J. Levy #35,587, Joseph R. Robinson #33,448, Scott G. Lindvall #40,325, Paul F. Fehlner, Ph.D. #35,135, David Leason #36,195, Jay P. Lessler #41,151, and all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022.

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Jay P. Lessler
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FULL NAME AND RESIDENCE OF INVENTOR 1

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ZIP CODE: 980-0873

FULL NAME AND RESIDENCE OF INVENTOR 2

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CITY: Saitama STATE OR COUNTRY: Japan
ZIP CODE: 359-1142

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1: Takusaburo Ebina DATED: July 27, 2004
Takusaburo EBINA

SIGNATURE OF INVENTOR 2: Kenichi Matsunaga DATED: July 27, 2004
Kenichi MATSUNAGA



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/505,468	08/20/2004	1817	1010	03725/0201718-US0	9	25	1

07278

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NEW YORK, NY 10150-5257

CONFIRMATION NO. 8915

FILING RECEIPT



OC000000015481687

Date Mailed: 03/22/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Takusaburo Ebina, Miyagi, JAPAN;
Kenichi Matsunaga, Saltama, JAPAN;

Power of Attorney: The patent practitioners associated with Customer Number 07278.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP03/01979 02/24/2003

Foreign Applications

JAPAN 2002-47021 02/22/2002
JAPAN 2002-106632 04/09/2002

Projected Publication Date: 06/23/2005

Non-Publication Request: No

Early Publication Request: No

Completed Paul
DAB Entry Paul
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Title

Anion exchange resin adsorbed fraction immunopotentiator and promoter for recovery from

loaded stress originating in matsutake mushroom

Preliminary Class

424

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